

Brett L. Gibbs, Esq. (SBN 251000)
 Steele Hansmeier PLLC.
 38 Miller Avenue, #263
 Mill Valley, CA 94941
 415-325-5900
blgibbs@wefightpiracy.com

Attorney for Plaintiff

IN THE UNITED STATES DISTRICT COURT FOR THE
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

HARD DRIVE PRODUCTIONS, INC.,)

No. C-11-01566 JCS

Plaintiff,)

v.)

**[PROPOSED] ORDER DENYING
 DOE DEFENDANT'S MOTION TO
 QUASH PLAINTIFF'S SUBPOENA**

DOES 1-188,)

Defendants.)

**ORDER DENYING DOE DEFENDANT'S
 MOTION TO QUASH PLAINTIFF'S SUBPOENA**

The Court has reviewed unnamed Doe Defendant's Motion to Quash Order Granting Plaintiff's Application for Leave to Take Discovery Prior to Rule 26(f) Conference with Extended Joinder Discussion (DKT#13) (hereinafter "Motion to Quash #13"), and Plaintiff's Opposition (DKT#16) to such. As outlined more fully in Plaintiff's Opposition (DKT#17), Defendant has failed to meet his burden of showing that the subject subpoena should be quashed by this Court. *MCGIP, LLC v. Does 1-18*, No. 11-1495, 2011 WL 2181620, at *1 (N.D. Cal. June 2, 2011). Plaintiff has adequately shown that its needs in obtaining the identifying information sought far outweigh Defendant's needs to keep such information private. *See id.* As such, Defendant's Motion to Quash #13 is **DENIED**.

1 In terms of a protective order, this Court has already ordered that any information disclosed
2 to Plaintiff in response to a Rule 45 subpoena may be used by Plaintiff solely for the purpose of
3 prosecuting this litigation (*See* DKT#8). Additionally, this Court has taken extreme caution in
4 protecting Doe Defendant's privacy when issuing, *sua sponte*, its Order to File Under Seal
5 Information as to John Does (DKT#14). These protections shall be sufficient for Defendant's needs.
6

7 Third-party entities that have been, and will be, subpoenaed by Plaintiff must still carry on
8 with gathering and supplying Plaintiff with the information requested through its Rule 45 subpoenas
9 as fully laid out in this Court's Order Granting Plaintiff's *Ex Parte* Application for Expedited
10 Discovery (DKT#8).

11 This order disposes of Docket No. 13.

12
13
14 IT IS SO ORDERED.

15 DATED: _____

16 Joseph C. Spero
17 United States District Court Judge
18
19
20
21
22
23
24
25
26
27
28